IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

MONDAY, THE 4TH DECEMBER 2006 / 13TH AGRAHAYANA 1928

WP(C).No. 32093 of 2006(U)

PETITIONER:

KANDARASSERY VIJAYAN,
S/O.APPUKKUTTAN, MANNANTHALA P.O.,
CHAVAKKAD, THRISSUR.

BY ADV. SMT.S.MUMTAZ

RESPONDENTS:

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1. THE GURUVAYOOR CO-OPERATIVE URBAN BANK LTD.NO.F.1652, HEAD OFFICE, GURUVAYOOR, REPRESENTED BY THE GENERAL MANAGER, GURUVAYOOR, THRISSUR.

2. THE GURUVAYOOR CO-OPERATIVE URBAN BANK LTD.NO.F.1652, CHAVAKKAD BRANCH, REPRESENTED BY THE SECRETARY, THRISSUR.

3. STATE OF KERALA, REP. BY THE SECRETARY, DEPT.OF CO-OPERATIVE SOCIETIES, SECRETARIAT, THIRUVANANTHAPURAM.

BY SENIOR GOVERNMENT PLEADER, SRI P.N.SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

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W.P.(C) No. 32093 of 2006 (U)

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Dated this the 4th day of December, 2006

J U D G M E N T

Writ petitioner availed a loan from the second respondent Society. However, he defaulted the payment. Therefore, the property that was pledged by the writ petitioner was taken possession of. The writ petitioner is before this Court praying that he may be granted the facility of one time settlement scheme, so that he could pay back the amount, as per the scheme, laid down in Circular No.27/2006, dated 29/06/2006.

2. In view of the above facts, I direct the writ petitioner to file a fresh representation before the second respondent, within one week from today, requesting that he may be granted the facility of one time settlement scheme and, the respondent shall dispose of the same, within three weeks, thereon, extending the facilities of one time settlement scheme under Circular No.27/2006.

3. Till the disposal of the representation so filed by the writ petitioner, all the proceedings initiated against the writ petitioner for taking possession of the property shall stand stayed.

(J.M.JAMES)
Judge

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